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13 Attorneys for Defendants  
UBER TECHNOLOGIES, INC.  
14 and OTTOMOTTO LLC

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17 SAN FRANCISCO DIVISION

18 WAYMO LLC,  
19 Plaintiff,  
20 v.  
21 UBER TECHNOLOGIES, INC.,  
22 OTTOMOTTO LLC; OTTO TRUCKING LLC,  
23 Defendants.

Case No. 3:17-cv-00939-WHA

**DECLARATION OF MICHELLE  
YANG IN SUPPORT OF  
DEFENDANTS UBER  
TECHNOLOGIES, INC. AND  
OTTOMOTTO LLC'S  
ADMINISTRATIVE MOTION TO  
FILE UNDER SEAL**

Trial Date: October 2, 2017

1 I, Michelle Yang, declare as follows:

2 1. I am an attorney at the law firm of Morrison & Foerster LLP. I make this  
3 declaration based upon matters within my own personal knowledge and if called as a witness, I  
4 could and would competently testify to the matters set forth herein. I make this declaration in  
5 support of Defendants' Administrative Motion to File Under Seal Defendants' Response to  
6 Waymo's Objections to Evidence Cited in Defendants' Preliminary Injunction Sur-Reply  
7 ("Defendants' Response").

8 2. Certain highlighted portions of Defendants' Response contain highly confidential,  
9 proprietary technical and business information of Uber. The design of Uber's custom LiDAR  
10 system and certain business details are maintained as confidential by Uber. If such information  
11 were made public, Uber's competitive standing could be significantly harmed. The public  
12 disclosure of this information would give Uber's competitors access to confidential technical  
13 details and business information, causing Uber irreparable harm in this very competitive space of  
14 autonomous driving. These portions are highlighted in blue.

15 3. Certain highlighted portions of Defendants' Response and Exhibit A to the  
16 Declaration of Esther Chang in Support of Defendants' Response contain information that  
17 Plaintiff Waymo LLC has designated as "Confidential" or "Highly Confidential – Attorneys'  
18 Eyes Only" in accordance with the Patent Local Rule 2-2 Interim Model Protective Order  
19 ("Protective Order"), which the parties have agreed govern this case (Transcript of 3/16/2017  
20 Hearing, page 6). Defendants are required to file this material under seal in accordance with  
21 Paragraph 14.4 of the Protective Order. These portions are highlighted in green.

22 I declare under penalty of perjury under the laws of the United States that the foregoing is  
23 true and correct. Executed this 5th day of May, 2017, in San Francisco, California.

24  
25 /s/ Michelle Yang

Michelle Yang

**ATTESTATION OF E-FILED SIGNATURE**

I, Michael A. Jacobs, am the ECF User whose ID and password are being used to file this Declaration. In compliance with General Order 45, X.B., I hereby attest that Michelle Yang has concurred in this filing.

Dated: May 5, 2017

/s/ Michael A. Jacobs

Michael A. Jacobs